# IN THE HIGH COURT OF HIMACHAL PRADESH SHIMLA

CWP No. 359 of 2003

Date of Decision: 25.4.2007

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H.P. State Wool Federation ..Petitioner.

-versus-

Anay Kant and another.. .. Respondents.

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Coram:

The Hon'ble Mr. Rajiv Sharma, J.

Whether approved for reporting?* No.

For the petitioner : Mr. Baldev Singh, Advocate.

For the Respondent No.1 : Mr. Chandernarayan Singh, Advocate..

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**Rajiv Sharma, J. (oral):**

This petition is directed against the award dated 9th October, 2002..

To cut short the litigation, Mr. Baldev Singh has sought instruction from Federation. Mr. Baldev Singh submits that the respondent No.1 has left the job on 23rd August, 2001 and the respondent No.2 has started discharging the duties of Peon with effect from December, 2000. Mr. Baldev Singh submits that his client is ready and willing to implement the award if equities are settled between the parties. Mr. Chandranarayana Singh is not adverse to the submissions made by Mr. Baldev Singh.

Accordingly the award dated 9th October, 2002 is modified to the extent that though the respondent No.1 will get the difference of wages as per the award dated 9th October, 2002 but the rate of interest will be reduced from 9% per

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* *Whether the reporters of the Local Newspapers may be allowed to see the Judgment?No*

annum to 5% per annum and similarly the respondent No.2 will get the difference of wages at the rate of interest @ 5% per annum up to December, 2000. It is clarified that on the basis of this order and the award dated 9th October, 2002 respondent No.2 shall not claim regularization as according to Mr. Baldev Singh, she admittedly is discharging the duties of Peon in the office of Federation with effect from December, 2000 onwards.

The award dated 9th October, 2002 is modified in view of the aforesaid terms. Accordingly, the writ petition is disposed of with no order as to costs.

**(Rajiv Sharma), Judge.**

April 25, 2007
*Awasthi*